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COMMONWEALTH OF VIRGINIA

STATE CORPORATION COMMISSION

AT RICHMOND, JULY 17, 2001

COMMONWEALTH OF VIRGINIA

At the relation of the

STATE CORPORATION COMMISSION

v.

CASE NO. INS010128

HOME PROTECTORS, INC.,

Defendant

ORDER GRANTING MOTION FOR
TEMPORARY INJUNCTION, RULE TO SHOW CAUSE

THE COMMISSION, having considered the Motion for Temporary Injunction filed by the Bureau of Insurance (the "Bureau") in the above-captioned proceeding and for good cause shown, is of the opinion that the Bureau's motion should be granted and that a hearing should be held as soon as possible to determine whether Defendant should be permanently enjoined from operating a home protection company in the Commonwealth of Virginia without a license;

THEREFORE, IT IS ORDERED THAT:

(1) Pursuant to § 38.2-220 of the Code of Virginia, Defendant be, and it is hereby, temporarily enjoined from enrolling any new members in the Commonwealth of Virginia for a period of ninety (90) days from the date hereof.

(2) This matter be assigned to a Hearing Examiner pursuant to 5 VAC 5-20-120 to conduct all further proceedings herein.

(3) Defendant appear in the Commission's Courtroom, Second Floor, Tyler Building, 1300 East Main Street, Richmond, Virginia, at 10:00 a.m. on September 25, 2001, and show cause, if any, why the Commission should not, in addition to a penalty under § 38.2-218 of the Code of Virginia, (i) permanently enjoin Defendant from operating a home protection company in the Commonwealth of Virginia without a license, and (ii) impose a monetary penalty against Defendant for operating an unlicensed home protection company in the Commonwealth of Virginia in violation of § 38.2-2603 of the Code of Virginia.

(4) Defendant file on or before August 10, 2001, an original and fifteen (15) copies of an Answer responding to the allegation that Defendant is operating an unlicensed home protection company in the Commonwealth of Virginia. If Defendant denies this allegation, it shall set forth in its Answer a full and clear statement of the facts that form the basis of its denial, as well as any affirmative defenses that it may assert. Defendant shall expressly indicate in its Answer whether or not it desires and intends to appear and be heard before the Commission on the scheduled hearing date. The Answer shall be delivered to the Clerk of the State Corporation Commission, Document Control Center, P.O. Box 2118, Richmond,

Virginia 23218. Said pleading, in addition to complying with the aforementioned requirements, shall contain a caption setting forth the style of this case and its case number.

(5) Defendant shall be in default if it fails to timely file an Answer or it files such pleading and fails to make an appearance at the hearing. If Defendant is in default, it shall waive all objections to the admissibility of evidence and may have entered against it a judgment by default imposing some or all of the aforesaid sanctions.

(6) Defendant shall respond to written interrogatories and requests for the production of documents and things within fourteen (14) calendar days after the receipt of the same. Defendant shall respond to request for admissions within twenty-one (21) calendar days after the receipt of the same. A matter shall be deemed admitted unless the party to whom the request is directed serves upon the requesting party a written answer addressing or objecting to the request. The response shall set forth in specific terms a denial of the matter set forth or an explanation as to the reasons the responding party cannot truthfully admit or deny the matter set forth. Requests for admission shall be filed with the Clerk of the Commission and simultaneously served on counsel to the Bureau and on all parties to the matter. Except as so modified, discovery shall

be in accordance with Part IV of the Commission's Rules of Practice and Procedure.